THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.25871 of 2005

Date: 22.08.2007

Between:

D. Pentaiah and another

... Petitioners

AND

The Commissioner of Police,
Cyberabad, Ranga Reddy District
& five others.

... Respondent

Counsel for the petitioners : None

Counsel for respondents 1-5: Government Pleader for Home

Counsel for respondent No.6: Sri V. Narayana Reddy

THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.25871 of 2005

ORDER:-

This writ petition is filed for a writ of Mandamus to declare the action of respondent Nos.1 to 5 in calling the petitioners to the police station in the name of enquiry as illegal and arbitrary.

At the hearing, there is no representation for the petitioners. Therefore, the writ petition is liable to be dismissed for default. Even otherwise, the records reveal that crime No.337 of 2005 was registered on 04.11.2005 in connection with the missing of a girl by name Mallvarapu Mercy Snehalatha, who is daughter of respondent No.6.

It is stated in the counter-affidavit filed by respondent No.6 that the son of petitioner No.1 is responsible for missing of his daughter and that the police in connection with the said crime had been investigating the case and that to preempt investigation, the present writ petition is filed.

Though no counter-affidavit has been filed on behalf of respondent Nos.1 to 3, having regard to the fact that a crime is registered in connection with the missing of the daughter of respondent No.6 and the allegation that the son of petitioner No.1 is responsible for the same, I am not inclined to interfere with the investigation.

It is, however, made clear that in the guise of investigation into the complaint, respondent Nos.1 to 3 shall not harass the petitioners.

Subject to the above, the writ petition is disposed of. No costs.

As a sequel to disposal of the writ petition, WPMP.No.33266 of 2005 filed by the petitioners for interim relief is dismissed.

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C.V.NAGARJUNA REDDY, J

Date: 22.08.2007
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